

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

MALINKA MOYE,

Plaintiff,

vs.

JACK CHEW,

Defendant.

No. C 08-2055 MEJ

**ORDER DIRECTING PLAINTIFF TO
FILE CONSENT/DECLINATION FORM**

**ORDER STAYING CASE
MANAGEMENT CONFERENCE**

Pending before the Court is Malinka Moye's complaint and motion to proceed *in forma pauperis*. Upon review of the record in this action, the Court notes that Plaintiff has not filed a written consent to Magistrate Judge James' jurisdiction or request for reassignment to a United States District Court judge for trial. This civil case was randomly assigned to United States Magistrate Judge Maria-Elena James for all purposes including trial. In accordance with Title 28, U.S.C. § 636(c), the magistrate judges of this District Court are designated to conduct any and all proceedings in a civil case, including a jury or non-jury trial, and to order the entry of final judgment, upon the consent of the parties. An appeal from a judgment entered by Magistrate Judge James may be taken directly to the United States Court of Appeals for the Ninth Circuit in the same manner as an appeal from any other judgment of a district court.

You have the right to have your case assigned to a United States District Judge for trial and

1 disposition. Accordingly, Plaintiff shall inform the Court whether Plaintiff consents to Magistrate
2 Judge James' jurisdiction or requests reassignment to a United States District Judge for trial. A copy
3 of both the consent and declination forms may be obtained from the Northern District of California's
4 website at <http://www.cand.uscourts.gov/>. From the homepage, click on the "Forms" tab on the left
5 margin, then choose "Civil." A copy is also enclosed herein. The consent/declination form shall be
6 filed as soon as possible, but no later than August 19 , 2008.

7 Accordingly, the case management conference originally set for July 31, 2008 is hereby
8 stayed pending the Plaintiff's filing of the consent/decline form, and will rescheduled for a latter
9 date.

10 **IT IS SO ORDERED.**

11
12 Dated: July 29, 2008


13 MARIA-ELENA JAMES
14 United States Magistrate Judge

United States District Court
For the Northern District of California